

Mayor Mary Cooper called the meeting to order at 7:01 p.m. Also present were Councilmembers Robert Jurca, Guy Pfalzgraff and Bill Seuell, along with Acting City Manager Glen Black and City Attorney Mike Schottelkotte. Absent was Councilmember Kay Carlquist. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Jurca to approve the minutes of December 1, 2009 regular meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

Rebecca Angel, 220 Main Street, owner of Hoolie's Place commented on the parade of lights.

Financial Report

Finance Director Tod DeZeeuw presented Council the financial report for period ending November 30, 2009.

Delta Center Revised PUD

City Planner James Shoopman reported that the original site plan for the Delta Center PUD was approved back in 2003. The owner of the property is Corrigan Enterprises, LLP and is being represented tonight by Tom Chamberlain and Jim Renfrow. He explained that the code requires major changes to PUD's to be approved by Planning Commission and City Council.

Mr. Shoopman explained the changes the applicant has submitted. These changes hopefully will help sell the lots since they are more of an office type setup. Staff recommends that Council uphold the Planning Commission recommendations to approve the revised site plan for lots 7 and 10 of the Delta Center PUD with all Planning Commission and staff recommendations.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Seuell to approve the revised site plan for the lots 7 and 10 of the Delta Center PUD with all of staff and Planning Commission recommendations. All in favor, motion carried.

Resolution #10, 2009
Cemetery Regulations

Resolution #10, 2009

A RESOLUTION OF THE CITY OF DELTA AUTHORIZING THE
SUPPLEMENTATION OF CEMETERY REGULATIONS TO INCLUDE SPECIAL
PROVISIONS FOR BURIAL OF VETERANS

was read by the Clerk.

It was moved by Councilmember Jurca and seconded by Councilmember Seuell to adopt Resolution #10, 2009. Roll call vote: Councilmembers Pfalzgraff aye, Seuell aye, Jurca aye and Cooper aye. Motion carried.

School Resource Officer Position

Chief of Police Robert Thomas introduced Kurt Clay, Derek Carlson and Delaine Hudson who are all with the Delta County School District. He stated that it is important for Council to hear from Mr. Clay who is representing the principals.

Regular Meeting, Delta City Council, December 15, 2009 (Cont.)

School Resource Officer Position (cont.)

Chief Thomas is recommending Council to reallocate a full time patrol officer to a school resource officer (SRO). He gave history of past SROs within the Delta Police Department. He stated that if Council approves the reallocation Brian Lyninger will be the SRO for 2010. Officer Lyninger has an extensive background and Chief Thomas stated that he has full confidence in his abilities and his relationships with the students within the City of Delta. Chief Thomas stated that it is beneficial to the City and the school district to have a SRO.

Chief Thomas gave a summary of the calls police officers have received at the schools. He also gave a brief summary of a recent incident of a juvenile who had brought a knife to school.

Chief Thomas stated that the mission of the Delta Police Department in partnership with the Delta County School District is to provide a safe and secure environment conducive to learning, hold juveniles responsible and accountable and to prevent problems developing into patterns of delinquency. He also explained the responsibilities of the SRO. He stated that there will be no added cost; this would just be a reallocation of a current position. The only cost that may be initiated would possibly be training. He asked that Council support him in reallocating a full time officer to the SRO position.

Kurt Clay stated that the school's main concern is safety. He reported that communication and consistency is important and when there was a SRO in the schools those were being accomplished. He also stated that when there are laws that change for students at this time there is no way to communicate that to the students other than posters. The school is dedicated to long term education and with the SRO position they can educate these students and cut down crime in the long term. He reported that all of the neighboring schools have a SRO and Delta is probably the largest school without a SRO in the state.

Mayor Cooper questioned if the school district would help in contributing to the salary of the SRO.

Mr. Clay stated at this time it is not. He presented some background regarding the school district's consideration in the funding for a SRO. However, they have received approval for all of the SRO training from Mike McMillan.

Mayor Cooper also questioned if the schools in Paonia, Hotchkiss and Cedaredge have SROs.

Mr. Clay stated that Paonia and Hotchkiss do not and that Cedaredge does and it is funding fully by the town.

There was discussion regarding the SRO in Cedaredge.

Councilmember Pfalzgraff stated that he is very supportive of this program. He would like to see the school district consider some funding for the SRO in their next budget year.

Mr. Clay stated that in talking with Mr. McMillan he would be willing to talk about that. He also reported that the school district is also experiencing budget constraints and they are looking at a reduction of staff.

Councilmember Seuell questioned what kind of effects this will have on staffing.

Chief Thomas stated that there will be no problem and explained how the hiring process will enable the police department to reallocate this position.

Mayor Cooper questioned how there will be no cost.

Councilmember Pfalzgraff stated that there is no additional cost to what is already in place.

Mayor Cooper also questioned the overtime costs and how the SRO will affect that.

Chief Thomas stated that his commitment to Council is that the overtime costs will be reduced.

Mayor Cooper stated that she agrees this position is important; she does not want to harm the rest of the department by committing this position.

Regular Meeting, Delta City Council, December 15, 2009 (Cont.)

School Resource Officer Position (cont.)

Councilmember Jurca agrees with the Chief that this position is needed.

It was moved by Pfalzgraff and seconded by Jurca to authorize the Chief of Police to reallocate a fulltime police officer to school resource officer duties and responsibilities. All in favor, motion carried.

City Attorney Comments

City Attorney Michael Schottelkotte commented on the Simmons' litigation. He also complimented City staff.

City Manager Comments

Acting City Manager Glen Black reminded Council of the following:

- Work session on January 5th regarding the DOLA grant application. The tour will take place on January 12th from 1:30 to 3:00.
- Delta/Montrose Energy Steering Committee is having their first meeting on the 17th.
- City Christmas Party on Saturday at 6:00pm.

Councilmember Comments

Councilmember Pfalzgraff commented on the streets during the last storm.

Mayor Cooper questioned who is responsible for Main Street.

Assistant Utilities Director Steve Glammeyer stated the City is responsible for Main Street. He also stated that the parking areas are difficult to get done unless it is done after business hours.

Mr. Black stated that there will be a snowplowing map on the City's website showing the routes. He also stated that this was an unusual storm and there were some major water breaks that staff also had to deal with.

Mayor Cooper commented on the water breaks. She also wished everyone a wonderful holiday season.

Executive Session

It was moved by Councilmember Seuell and seconded by Councilmember Jurca to convene an for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under CRS Section 24-6-402(4)(e); or more specifically discussions regarding position for City Manager and for discussions regarding Municipal Court Judge. All in favor, motion carried.

At 7:39 p.m., the Regular Meeting was recessed. The Executive Session was convened a short time later.

At 8:47 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. She stated that in addition to herself, the participants in the Executive Session were Councilmembers Guy Pfalzgraff, Bill Seuell, and Robert Jurca., along with Acting City Manager Glen Black, City Clerk Jolene Nelson, Human Resources Manager Jeri Karsten, Chief of Police Robert Thomas, and Fred Rainquet, For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

The meeting was immediately adjourned.